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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
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| 10/065,596      | 11/01/2002  | Zhihong Ye           | 040849-0209         | 2441             |

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EXAMINER

GONZALEZ, JULIO C

|          |              |
|----------|--------------|
| ART UNIT | PAPER NUMBER |
|----------|--------------|

2834

DATE MAILED: 05/23/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

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|------------------------------|--------------------------------------|----------------------------------|--|
| <b>Office Action Summary</b> | <b>Application No.</b><br>10/065,596 | <b>Applicant(s)</b><br>YE ET AL. |  |
|                              | <b>Examiner</b><br>Julio C. Gonzalez | <b>Art Unit</b><br>2834          |  |

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 20 April 2005.
- 2a) ☐ This action is FINAL.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-27 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-27 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \*    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)  | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                   | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____  |

## DETAILED ACTION

### *Claim Rejections - 35 USC § 112*

1. The following is a quotation of the first paragraph of 35 U.S.C. 112:

The specification shall contain a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the same and shall set forth the best mode contemplated by the inventor of carrying out his invention.

2. Claims 25 and 26 are rejected under 35 U.S.C. 112, first paragraph, as failing to comply with the written description requirement. The claim(s) contains subject matter, which was not described in the specification in such a way as to reasonably convey to one skilled in the relevant art that the inventor(s), at the time the application was filed, had possession of the claimed invention.

Claim 25 discloses having a load port with two outputs, however the original disclosure and the drawings disclose a load port with three outputs.

Claim 26 discloses a four legged inverter having a first leg connected to ground, third leg connected to a neutral point and second and fourth legs connected to outputs. The original disclosure does not support such limitation structures disclose in such claims, thus it constitute new matter and must be canceled. The specifications in page paragraph [0019] disclose that the inverter has legs 134, 136, 138 and each leg corresponds to an output to the load port 140, which is different from what it is being disclosed in claims 25 and 26.

*Claim Rejections - 35 USC § 103*

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

4. Claims 1 – 3, 5 – 7, 9, 13, 16, 20, 21, 22, 25, 26 and 27 are rejected under 35 U.S.C. 103(a) as being unpatentable over Takakado et al (US 5,237,260) in view of Julian et al (US 5,852,558).

Takakado et al discloses a power conditioner having a rectifier 1, an inverter 2 coupled to the rectifier 1 and the rectifier coupled directly to the machine port AG (see figure 1), a prime mover EG, a dc bus having a capacitor 3 and battery BATT supplying power to the capacitor 3 and the rectifier 1 in starting mode functions as an inverter to provide power to the machine AG and in operation mode, the combined rectifier 1 and inverter 2 provided power to the load port T01, T02 (see figure 1 & column 1, lines 15-17, 22-30, 35-39, 43-48, 54-61; column 4, lines 3, 4).

Moreover, Takakado discloses a rectifier 1 having three legs and having switching devices QR1-QR6 with a plurality of diodes D1 being connected in parallel to the switching devices (see figure 1).

However, Takakado et al does not disclose explicitly showing that the inverter disclose having a neutral output.

On the other hand, Julian et al discloses for the purpose of achieving efficiently load balancing, an inverter 20 having four legs (see figure 1) and each leg having switches 50-57 being placed in parallel to diodes 60-67 and on the leg of the inverter being connected to a neutral point 34 (see figure 1; column 6, lines 31-38).

It would have been obvious to one having ordinary skill in the art at the time the invention was made to design a power conditioner as disclosed by Takakado et al and to modify the invention by having a neutral output connected to one of the converters for the purpose of achieving efficiently load balancing as disclosed by Julian et al.

5. Claim 4 is rejected under 35 U.S.C. 103(a) as being unpatentable over Takakado et al and Julian et al as applied to claims 1-3 above, and further in view of Lakey et al (US 4,883,973).

The combined power conditioner discloses all of the elements above. However, the combined power conditioner does not disclose explicitly that a power source is recharged by the rectifier or inverter.

On the other hand, Lakey et al discloses for the purpose of optimizing the efficiency of an electrical machine at a desired output level that an electrical is run in different modes and in one mode the battery charged by the bridge rectifier (see claim 1).

It would have been obvious to one having ordinary skill in the art at the time the invention was made to design the combined power conditioner as disclosed above and to charge a battery using a rectifier for the purpose of optimizing the efficiency of an electrical machine at a desired output level as disclosed by Lakey et al.

6. Claim 14 is rejected under 35 U.S.C. 103(a) as being unpatentable over Takakado et al and Julian et al as applied to claim 1 above, and further in view of Geis et al (US 5,903,116).

The combined power conditioner discloses all of the elements above. However, the combined power conditioner does not disclose using a turbine as a primer mover.

On the other hand, Geis et al discloses for the purpose of providing a motor/generator with precise control, an inverter being used with a turbine system (see figure 4 & abstract).

It would have been obvious to one having ordinary skill in the art at the time the invention was made to design the combined power conditioner as disclosed above and to have an inverter with four legs for the purpose of providing a motor/generator with precise control as disclosed by Geis et al.

7. Claims 10, 12, 18 and 23 are rejected under 35 U.S.C. 103(a) as being unpatentable over Takakado et al and Julian et al as applied to claims 1, 16 and 22 above, and further in view of Stanton et al (US 4,179,729).

The combined power conditioner discloses all of the elements above. However, the combined power conditioner does not disclose that the power factor is adjustable and that the power factor is zero.

On the other hand, Stanton et al discloses for the purpose of improving the power conversion system for converting the electrical power at different frequencies that it is known in the art to use a zero power factor (see figure 11A, 11B) and that the power factor is adjustable (column 8, lines 59-62).

It would have been obvious to one having ordinary skill in the art at the time the invention was made to design the combined power conditioner as disclosed above and to have a zero power factor for the purpose of improving the power conversion system for converting the electrical power at different frequencies as disclosed by Stanton et al.

8. Claims 8, 15 and 17 are rejected under 35 U.S.C. 103(a) as being unpatentable over Takakado et al and Julian et al as applied to claims 1 and 16 above, and further in view of Nguyen (US 6,067,237).

The combined power conditioner discloses all of the elements above. However, the combined power conditioner does not disclose explicitly that the roles of the inverter and rectifier are reversible so that the rectifier acts as an inverter and the inverter acts as a rectifier.

On the other hand, Nguyen discloses for the purpose of providing a converter with reversible functions, thus more efficient, a rectifier 15 and inverter 4 and the rectifier 4 functions as an inverter and the inverter 4 functions as a rectifier when needed (column 3, lines 55, 56; column 2, lines 25, 49; column 5, line 29 – column 6, line 3).



It would have been obvious to one having ordinary skill in the art at the time the invention was made to design the combined power conditioner as disclosed above and to modify the invention by having the inverter function as a rectifier and vice-versa for the purpose of providing a converter with reversible functions, thus more efficient as disclosed by Nguyen.

9. Claims 11, 19 and 24 are rejected under 35 U.S.C. 103(a) as being unpatentable over Takakado et al, Julian et al as applied to claims 1, 16 and 22 above, and further in view of ordinary skill in the art.

The combined power conditioner discloses all of the elements above. However, the combined power conditioner does not disclose that the power factor is greater than 0.95.

It would have been obvious to one having ordinary skill in the art at the time the invention was made to use a power factor of 0.95, since it has been held that discovering the optimum value of result effective variable involves only routine skill in the art. *In re Boesch*, 617 F. 2d 272, 205 USPQ 215 (CCPA 1980).

***Response to Arguments***

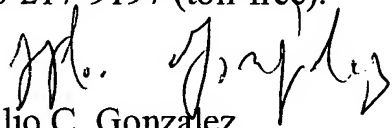
10. Applicant's arguments with respect to claims 1-27 have been considered but are moot in view of the new ground(s) of rejection.

***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Julio C. Gonzalez whose telephone number is 571-272-2024. The examiner can normally be reached on M-F (8AM-5PM).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Darren Schuberg can be reached on 571-272-2044. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

  
Julio C. Gonzalez  
Examiner  
Art Unit 2834

Jcg

May 18, 2005